IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2805 OF 2007

Arjun Narayan Late ....Petitioner
V/s.
The State of Maharashtra & Ors. ....Respondents

Mr.K.R. Jagdale for the Petitioner.

Mr.V.P. Malwankar, AGP for Respondent Nos.1 to 3.

CORAM : F.I. REBELLO &
R.M. SAVANT, JJ.
DATED : 23RD APRIL, 2007.

P.C. :

1. Rule. Heard forthwith.

2. The learned Tribunal dismissed the Petitioner's case on the ground that when he was terminated in the year 1986, it was on the basis that he belonging to V.J.N.T. category. The Petitioner belongs to Vanjari community.

3. Vanjari community upto 23.3.1994 was treated as V.J.N.T. It is only after that date, it has been treated as O.B.C. category. From the findings recorded by the Tribunal in paragraph 10, it would be clear that when the Petitioner was appointed in the

year 1986 as belonging to V.J.N.T. category. If that be so, the Petitioner was rightly promoted. At the relevant time, the Petitioner belonged to V.J.N.T. category. In the light of that, the impugned order is set-aside. Rule is therefore made absolute in terms of prayer clauses (b) and (c). There shall be no order as to costs.

(R.M. SAVANT, J.) (F.I. REBELLO, J.)